



Federal Register

**Thursday,
November 30, 2000**

Part XLI

Presidio Trust

Semiannual Regulatory Agenda

PRESIDIO TRUST (PRESIDIO)

PRESIDIO TRUST

36 CFR Ch. X

Semiannual Agenda of Regulations Pursuant to Executive Order 12866

AGENCY: The Presidio Trust.

ACTION: Semiannual regulatory agenda.

SUMMARY: The Presidio Trust (Trust) is a wholly owned Government corporation created by Congress pursuant to title I of the Omnibus Parks and Public Lands Act of 1996, Public Law 104-333, 110 Stat. 4097. The Trust is charged with managing a portion of the former U.S. Army base known as The Presidio of San Francisco, located in San Francisco, California.

This regulatory agenda describes the regulations that the Trust will be proposing, developing, and reviewing between October 1, 2000, and March 31, 2001. This information is published in order to notify the public of the Trust's regulatory activities so that interested persons may participate in the Trust's rulemaking process.

FOR FURTHER INFORMATION CONTACT: For further information about the Trust's regulatory agenda or rulemaking process, contact Karen A. Cook, General Counsel, The Presidio Trust, 34 Graham Street, P.O. Box 29052, San Francisco, CA 94129-0052; telephone: 415-561-5300.

SUPPLEMENTARY INFORMATION: Pursuant to Executive Order 12866 and the

Regulatory Flexibility Act (5 U.S.C. 601), executive agencies must publish a semiannual regulatory agenda in the **Federal Register** in April and October of each year.

The Trust has determined and certifies pursuant to the Regulatory Flexibility Act, 5 U.S.C. section 601 *et seq.*, that the regulations under consideration will not have a significant economic impact on a substantial number of small entities nor will they impose compliance costs or reporting burdens on the public. Accordingly, no regulatory flexibility analysis is required under 5 U.S.C. 602.

Dated: August 25, 2000.

Karen A. Cook,
General Counsel.

Presidio Trust (PRESIDIO)

Proposed Rule Stage

4193. MANAGEMENT OF THE PRESIDIO

Priority: Other Significant

Legal Authority: PL 104-333, sec 101 to 106; 5 USC 552; 5 USC 552a; 28 USC 2672

CFR Citation: 36 CFR 1001 to 1009

Legal Deadline: None

Abstract: This proposed rule, published in the Federal Register on September 18, 1998, at 63 FR 50024, revises and expands upon the interim final rule adopted when the Presidio was transferred from the National Park Service to the Presidio Trust (Trust). The interim final rule was published on June 30, 1998, and can be found at 63 FR 35694. These proposed rules cover general provisions (part 1001); public use and recreational activities and protection of natural, cultural, and archeological resources (part 1002); vehicle and traffic safety (part 1003); and commercial operations (part 1004) and have been revised to be consistent with existing regulations, conform with laws in neighboring jurisdictions, and simplify the language and organization of the regulations. The remaining proposed regulations address rights-of-way (part 1005); Presidio Trust symbols (part 1006); requests under the Freedom of Information and Privacy Acts (parts

1007 and 1008); and administrative claims under the Federal Tort Claims Act (part 1009).

By notice published on January 19, 1999, in the Federal Register at 64 FR 2870, the Trust held in abeyance until further notice a portion of the proposed rules: 36 CFR 1001, 1002, 1003, 1004, and 1006. Any future action on these rules will be noticed in the Federal Register and subject to additional public comment. In the interim, the Trust's final interim regulations at 36 CFR 1001, 1002, 1004, and 1005 remain in effect. The public comment period for proposed rule 36 CFR 1005 closed on January 8, 1999. Public comment on the remaining proposed rules, 36 CFR 1007, 1008, and 1009, closed on November 17, 1998, and the Trust issued final regulations on December 30, 1998, effective January 29, 1999. These regulations can be found at 63 FR 71771.

Timetable:

FOIA

NPRM 11/00/00
NPRM Comment Period End 01/00/01
Final Action To Be Determined

FOIA; Privacy Act; Federal Tort Claims Act
NPRM 09/18/98 (63 FR 50024)
NPRM Comment Period End 11/17/98 (63 FR 50024)
Final Action 12/30/98 (63 FR 71771)
Final Action Effective 01/29/99 (63 FR 71771)

General; Resource Protection; Traffic Safety; Comm. Operations
NPRM 09/18/98 (63 FR 50024)
NPRM Comment Period End 11/17/98 (63 FR 50024)
Comment Period Extended to 01/08/99 (63 FR 64023)
Partial Abeyance of Proposed Rule 01/19/99 (64 FR 2870)
Further Action To Be Determined

Rights-of-Way
NPRM 09/18/98 (63 FR 50024)
NPRM Comment Period End 11/17/98 (63 FR 50024)
Comment Period Extended to 01/08/99 (63 FR 64023)
Final Action To Be Determined

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3212-AA01

Presidio Trust (PRESIDIO)

Final Rule Stage

4194. MANAGEMENT OF THE PRESIDIO: ENVIRONMENTAL QUALITY**Priority:** Other Significant**Legal Authority:** PL 104-333, sec 101 to 106; 42 USC 4321 et seq; 40 CFR 1507.3**CFR Citation:** 36 CFR 1010**Legal Deadline:** None

Abstract: This proposed rule contains regulations for implementing the procedural provisions of the National Environmental Policy Act of 1969 (NEPA), as amended, pursuant to the Council on Environmental Quality's regulations at 40 CFR 1500 to 1509. Areas covered by these regulations include requirements for Environmental

Assessments (EA) and Environmental Impact Statements (EIS), actions typically requiring EAs or EISs, and the preparation of EAs and EISs. These regulations also address public involvement in the Trust's environmental review process and the manner in which environmental issues will be considered by the Trust in its decisionmaking processes.

Timetable:

Action	Date	FR Cite
Interim Policy Statement	09/14/98	63 FR 49142
NPRM	07/23/99	64 FR 39951
Comment Period Extended to 10/05/99	09/23/99	64 FR 51488

Action	Date	FR Cite
Final Action	10/00/00	
Final Action Effective	11/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 3212-AA02

Presidio Trust (PRESIDIO)

Long-Term Actions

4195. INTERIM MANAGEMENT OF THE PRESIDIO**Priority:** Other Significant**Legal Authority:** PL 104-333, sec 101 to 106**CFR Citation:** 36 CFR 1001; 36 CFR 1002; 36 CFR 1004; 36 CFR 1005**Legal Deadline:** None

Abstract: This interim final rule governs the use and management of the area administered by the Presidio Trust, and is designed to ensure continuity during the transfer of the management of the Presidio from the National Park Service (NPS) to the Presidio Trust. The rule is derived from the NPS's

regulations for managing conduct at the Presidio during the four years when the Presidio was under the NPS's jurisdiction. These regulations cover public use and recreational activities; the protection of natural, cultural, and archeological resources; vehicle and traffic safety; and commercial and private operations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/30/98	63 FR 35694
Interim Final Rule	08/31/98	63 FR 35694
Comment Period End		
Final Action	To Be	Determined

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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